



**Delaware Thoroughbred Racing Commission
Minutes of Regular Meeting Held On
May 9, 2012**

The Delaware Thoroughbred Racing Commission held a regular meeting on Wednesday, May 9, 2012, at 10:15 a.m., in the second floor conference room of the Horsemen's Office, located on the grounds of Delaware Park, 777 Delaware Park Boulevard, Wilmington, Delaware 19804.

The following Commission members were present:

Bernard J. Daney, Chairman
W. Duncan Patterson, Jr., Secretary/Commissioner
Henry James Decker, Commissioner
Debbie Killeen, Commissioner
Edward J. Stegemeier, Commissioner

The following individuals also were present:

Ed Kee, Delaware Secretary of Agriculture
Andrew Kerber, Esq., Deputy Attorney General, Commission Counsel
John F. Wayne, DTRC, Executive Director
Frederick Burkhardt, DTRC, Associate Steward
Robert E. Colton, Delaware Jockey's Association, Director
Jeff Ganc, Delaware Park, Assistant Director of Security
Bessie Gruwell, DTHA, Executive Director
Madeline Locke, DTHA, President
John E. Mooney, Delaware Park, Executive Director of Racing
Shelley Perkins, DTRC, Paralegal I (recording minutes)
John T. Peters, D.V.M., DTRC, Chief Veterinarian
Kathleen Picciano, D.V.M., DTRC, Associate Veterinarian
Ramon L. Rodriguez, DTRC Inspector
Andrew Singleton, Delaware Park Security, Shift Manager
Joseph Strug, Dalare Associates, Inc., Laboratory Director
Francis J. Swift, Jr., DTRC Inspector
Paul Trapani, Owner/Trainer, DTHA Board Member
Michael Vild, Esq., Delaware Park, Sr. Vice President of Racing/General Counsel

1. **WELCOME AND CALL TO ORDER**

At 10:15 a.m., Chairman Daney called the meeting to order and welcomed those in attendance. Chairman Daney asked that all cell phones and personal devices be silenced and confirmed that the audio recorder was on and that a digital recording of the meeting was underway.

2. **APPROVAL OF MINUTES**

Upon a motion duly made (Decker) and seconded (Killeen) minutes of April 11, 2012 were approved as submitted.

3. **OLD BUSINESS**

A. **Report from Mr. Vild – 2.5% Detail**

B. **Report from Mr. Vild – Expenditure Report**

As requested, Mr. Vild provided “a recap of the contractual obligation of Delaware Racing Association to expend 2.5% of slot Commissions on racing related capital improvements through calendar year 2011.” Mr. Vild emphasized that “the current contract between Delaware Racing Association and the Delaware thoroughbred Horsemen’s Association no longer contains the 2.5% obligation.”

Commissioner Decker commended the Delaware Racing Association for what they've done with the racing infrastructure at Delaware Park.

4. **NEW BUSINESS**

A. **Delaware Racing Association – List of 2012 Racing Officials**

Upon a motion duly made (Decker) and seconded (Stegemeier) the 2012 racing official personnel list was approved as submitted.

When a candidate is found for the ***Assistant Salix Barn Supervisor*** position, Mr. Mooney will submit that person’s name for Commission approval.

The only “new” person is Ms. Julie Kagno – she has not worked at Delaware Park before but she has worked for Mr. Mooney at other facilities.

B. **Goodwill Industries of Delaware – Delaware Park 2011 Employer of the Year**

Commissioner Killeen recognized Delaware Park for their recent award from Goodwill Industries of Delaware – Goodwill named Delaware Park the 2011 Employer of the Year. Mr. Vild thanked the Commission for the recognition and stated that congratulations belong to Ms. Shannon DeLucia, Delaware Park’s vice president of human resources. Ms. DeLucia sits on the board for Goodwill Industries of Delaware.

Delaware Park - 2011 Goodwill Employer of the Year

Delaware Park, the Delaware Valley's premiere horse racing and gaming venue, is being recognized as Goodwill's 2011 Employer of the Year. The award is given to "a company or business that encourages the full integration of people with disabilities into the workforce and offers jobs to people with barriers to employment with open and fair hiring practices. "In selecting Delaware Park, Goodwill cited the gaming venue for their support and involvement with Goodwill's newly created Job Resource Center (JRC) that helps clients develop skills to create electronic resumes and conduct an online job searches. Delaware Park has hired several full-time employees who previously had difficulty in finding employment. In working with the JRC, Delaware Park often advises Goodwill about pending vacancies and gives strong consideration to clients recommended by the Goodwill Job Resource Center.

C. **Delaware Racing Association – March 2012 Update of 2012 Capital Budget**

The Commission will review the document that was provided.

D. **Scale Inspections – Jockey’s Room and Winner’s Circle**

Inspections incomplete. Will be completed Thursday, May 10, 2012.

5. **REPORT FROM DTRC CHAIRMAN**

A. **Audit of National Racing Compact – Chairman Daney, NRC Treasurer**

Chairman Daney submitted the audit report. It is noted that Delaware was the fourth state to join the other states and in so doing, ratified the group as an official Compact, a national entity unto its own. Members of the National Racing Compact are able to share criminal history information amongst NRC members which previously was not allowed.

6. **REPORT FROM EXECUTIVE DIRECTOR**

A. **Summary of Activities Report (oral report)**

Executive Director Wayne reported a delay in statistic reporting from the license office.

The following oral report was filed for the period April 1 to April 30, 2012.

5	De. Video Lottery Enforcement contacts
1	Federal or State Law Enforcement contacts
18	Racing Jurisdictions contacts
6	License application reviews from the National Racing Compact
4	ARCI surveys completed
10	Public inquiries regarding racing issues
19	Licenses processed from the National Racing Compact
4	Media contacts
516	DTRC licenses issued
\$15,320	Collected in fees
\$35,365	Collected in fees year-to-date
17	Number of persons fingerprinted

B. **ARCI Annual Meeting (oral report)**

Report by Executive Director Wayne

The Association of Racing Commissioners International (ARCI) met for their annual meeting, held this year in Oklahoma City, Oklahoma. Attending on behalf of the DTRC were: Executive Director Wayne; Secretary/Commissioner Patterson; and Commissioner Stegemeier.

Report by Secretary/Commissioner Patterson

DTRC Secretary/Commissioner, Mr. W. Duncan Patterson, was elected ARCI chair-elect and secretary. Upon a motion duly made (Decker) and seconded (Killeen) the Commissioners congratulated Mr. Patterson on his nomination.

Meeting focused primarily on medication issues and specifically race-day medication. Mr. George Strawbridge and Ms. Maggie Moss were invited to share their views on race-day medication – views which could be described as “polar opposite.” And although Mr. Strawbridge is in favor of banning the use of Salix industry-wide, he runs his own horses on Salix. Mr. Patterson reported that he attended the congressional hearings in Unionville (PA) held a week ago and remarked that, in his opinion, the federal government is serious about doing something with regard to this issue.

B. ARCI Annual Meeting (oral report) - Continued

Report by Commissioner Stegemeier

Attended the quarter horse races at Remington Park. Mr. Billy Casner talked about the dehydration factor and how long it takes horses to recover – and tendency to have problem with their bones. Mr. Stegemeier remarked that he had heard some discussion with regard to penalizing the Veterinarians – still a work in progress – the community is really split – there is no consensus anywhere.

Mr. Stegemeier also complimented Mr. Wayne on his presentation that was featured during the Executive Director's Round Table session. The presentation dealt with officials and the importance of attention to detail as it pertained to the horse identification investigation that was conducted during 2011. In that case a horse ran under the wrong name at a competing race track while its stable mate was scratched at Delaware Park when it was discovered that they had been switched by their handlers in error.

Delaware and neighboring states

Mr. Patterson reported that Mr. Sabini believed that New York may act soon.

7. REPORT FROM CHIEF COMMISSION VETERINARIAN

A. Veterinary Health Statistical Report

No report required.

Dr. Peters reported one training fatality occurred on Friday, May 4. Groom's Spirit suffered a fractured left front sesamoid during training.

B. Mosquito Control

Dr. Peters contacted New Castle County Mosquito Control Board and was assured good coverage.

8. REPORT FROM DELAWARE THOROUGHBRED HORSEMEN'S ASSOCIATION (DTHA)

A. Delaware Certified Thoroughbred Program (DCTP)

Executive Director Gruwell reported that Mrs. Jayne Walters recently resigned her post to be closer to her family in Maryland – Mr. Vince Moscarelli will now be administering the program.

1. Advisory Board

The advisory board, chaired by Secretary Kee, met and approved bonus payments for the 2012 race meet – 15% to the owner and 15% to the certifier. Stake bonuses paid to owners and certifiers will be capped at \$7,500 each.

Members of the advisory board include Ms. Barbara Brown, Mr. Scott Peck, Mr. Herb Moelis, Representative Gerald Brady, Representative Robert Marshall, Finance Secretary Tom Cook, and Delaware Racing Association General Counsel, Mr. Michael Vild.

Secretary Kee commended Ms. Gruwell and Mr. Vild for organizing the meeting and giving the DCTP structure.

9. **PUBLIC COMMENT**

Chairman Daney recognized the following attendees for public comment.

A. **John E. Mooney, Delaware Park, Executive Director of Racing**

Ready to start the season on Saturday (May 12, 2012) and there are approximately 700 horses stabled here. Expects an influx of horses after the Preakness. Racing circuit discussion with other tracks remain "conversational".

Commissioners Decker and Stegemeier, and the DTRC, look forward to a successful season and wished Mr. Mooney and his staff "Good Luck."

B. **Joseph Strug, Dalare Associates, Inc., Laboratory Director**

Mr. Strug reported finding a typographical error within the DTRC Rules & Regulations. The misspelled word, "oxphenebutazone," found in Rule # 15.1.3.1.6, should be corrected to read "oxyphenbutazone."

The DTRC Laboratory inspection shall be scheduled sometime after June 2, 2012.

10. **EXECUTIVE SESSION**

A. **Discussion relating to personnel matters**

At 10:44 a.m., upon a motion duly made (Decker) and seconded (Killeen) the Commission was moved into executive session to discuss matters relating to personnel.

At 11:44 a.m., upon a motion duly made and seconded, the Commission was returned to public session.

11. **ADJOURN**

At 11:52 a.m., upon a motion duly made and seconded, the meeting was adjourned. The Commission will meet next on Wednesday, July 11, 2012.